

Town of Shrewsbury - Board of Selectmen
Richard D. Carney Municipal Office Building-Selectmen's Meeting Room
100 Maple Avenue
Monday, March 20, 2006 at 7:00 PM

Minutes

Present:

Bruce Card, Maurice DePalo, Thomas Fiore, Philip Hammond, John Lebeaux and Michael Hale, Assistant Town Manager. Mr. Lebeaux called the meeting to order at 7:04pm.

Preliminaries:

1. Approve bills, payrolls and warrants, #0673 in the amount of \$1,647,600.86, and #0676 in the amount of \$2,024,975.25. Motion made, seconded and unanimously approved.
2. Approve Minutes of March 6, 2006. Motion made, seconded and unanimously approved.
3. Announcements – No announcements.
4. Town Manager's Report – Mr. Hale advised that as part of their on-going water conservation program the Water Dept. was distributing 100 rain sensor devices for irrigation systems on a first come first served basis. These devices will shut down an irrigation system when it rains. They can be set for the amount of rainfall required before the system will shut down. Mr. Hale also advised that he would be asking for a short Executive Session to discuss collective bargaining.

Meetings:

Public Hearings:

5. 7:05PM – Bauhinia, Inc. d/b/a Bauhinia Restaurant, 271 Grafton Street, Kin Shing Wong, Manager, All Alcoholic Beverages Pouring License and Common Victualler's License. Hours of Operation: Sunday-Thursday 11:00am-11:00pm, Friday-Saturday 11:00am-12:00 midnight. Attorney Mary Casey and proposed manager, Kin Shing Wong, were present. Ms. Casey advised the Board that her clients are in the process of purchasing the Golden's Pizza and Steakhouse Restaurant. They will close the property for renovations and reopen when the new license is received as an Asian restaurant. Golden's will surrender their alcohol license when their license application is approved. The pizza operation will remain in the lower level of the building but will not serve alcohol. Mr. Lebeaux advised that reports from department heads were favorable. In response to questioning by the Board Mr. Wong advised that he had many years experience in the restaurant business. Mr. Fiore asked about the parking situation now that there is a new bank at this location and the pizza business will remain open in addition to the restaurant. After a discussion, the Board decided to continue the hearing until questions about parking could be answered. The Board voted to continue the hearing until 7:05pm on Monday, April 3, 2006. The hearing will remain open.

Old Business:

6. Registrar of Voters appointments. Motion was made, seconded and unanimously voted to reappoint Patricia Keeton to the Registrar of Voters for a term of three years expiring on March 31, 2009. Ms. Keeton had expressed interest in reappointment. Mr. Lebeaux advised that an appointment must be made to fill the unexpired term of Denise Daley who has moved from Shrewsbury. The Democratic Town Committee will be contacted to nominate a candidate to fill this position.

New Business:

7. Sign Annual Town Meeting Warrant. Mr. Lebeaux advised that before the Board reviewed the warrant for signing there are questions that should be addressed regarding the fire station and a proposition 2 _ override. The Board addressed the override question first. Each member of the Board of Selectmen gave their reasons for not supporting an override question this year. They advised residents that before

an override question can be considered cuts must be made. Then and only then will an override have a chance of passing. Although the Board unanimously agreed that an override would not be put on the ballot this year, they advised that this does not mean that they would not consider bringing the question forward in the future.

Mr. Hale reviewed the warrant articles for the Annual Town Meeting and addressed questions from the Board..

The Board moved to the question on fire facilities. Mr. Lebeaux advised that this ballot question would allow a proposition 2 _ debt exclusion to fund the renovation and construction of fire facilities on Harrington Avenue, CenTech Park and Town Center which would increase taxes for 20 years and when paid it would end. Mr. Fiore advised that he was in favor of the ballot question but suggested that it be separated into three questions rather than one. This would allow voters to cast their ballots for each one of the proposed fire station renovation/construction projects separately. A discussion followed with the other four members of the Board speaking in favor of putting the question forward as one and not three ballot questions. Mr. Lebeaux read the proposed question for inclusion on the warrant for the May 2, 2006 Annual Town Election. "Shall the Town of Shrewsbury be allowed to exempt from the provisions of Proposition 2 __, so called, the amounts required to pay for the bond issued in order to fund the construction of a new fire headquarters, the demolition of the existing fire station number one, the remodeling, reconstructing or making extraordinary repairs to the existing fire station number two located on Harrington Avenue, the construction of a new fire station number three to be located on CenTech Boulevard, including original equipment and landscaping, paving and other site and utility improvements incidental or directly related to such construction, demolition, reconstruction or repair and to fund necessary architectural or other professional and legal expenses and fees? Yes___ No___" Motion was made, seconded and unanimously voted to approve the question. Motion was made, seconded and unanimously voted to sign the Annual Town Meeting Warrant.

8. Pepper's Fine Food Catering, 43 Hudson Street, Northborough, One Day Wine & Malt Beverages License for event at Hoagland-Pincus Conference Center, 222 Maple Avenue, Friday, March 31, 2006, from 5:00pm to 10:00pm. Motion was made, seconded and unanimously voted to approve the application as stated.
9. Sign Treasurer/Collector bond. Motion was made to authorize the clerk, Mr. Card, to sign the bond. Motion was seconded and unanimously voted.
10. St. Mary's Syrian Orthodox Church, 1 Industrial Drive, One Day All Alcohol License for event on Saturday, May 13, 2006 from 8:00pm to 1:00am. Motion was made, seconded and unanimously voted to approve the application as stated.
11. Request from Shrewsbury Garden Club/Spirit of Shrewsbury Fall Festival Committee to use the Town Common for the 2nd Annual Scarecrow Contest and Display, September 25-October 27, 2006. The Board discussed whether they should be asked to approve events that take place on the Common. The question of ownership of the Common has not been determined and it is a Constitutional right of citizens to use areas such as the Town Common. Therefore, the Board's approval is not needed. The Board will regard such requests as notifications. The Board will meet with The First Congregational Church to discuss this matter.
12. Act on proposed National CATV Franchise Policy. Mr. Lebeaux reviewed the request from Tom Josie of SELCO regarding a letter to be sent to Congressman McGovern by the Board regarding this proposed policy. Motion was made to authorize the Chairman to sign the letter as outlined by SELCO. Motion was seconded and unanimously approved.
13. Master Singers of Worcester, One Day Wine & Malt Beverages License for Wine Tasting Fund Raiser at The Sumner House, 5 Church Road, Friday, May 19, 2005 from 6:30pm to 10:00pm. Motion was made, seconded and unanimously voted to approve the application. The Board asked if The Sumner House would be running the event or an outside group. The Master Singers Group will be asked to submit information on the company that would be running the event.

Executive Session:

14. Collective bargaining, pending litigation, and value of real property. Motion was made, seconded and unanimously voted to adjourn into executive session at 9:25pm and not to reconvene for the purpose of discussion of collective bargaining. The Board was polled, Mr. Card, yes, Mr. Hammond, yes, Mr. Fiore, yes, Mr. DePalo, yes, and Mr. Lebeaux, yes.

Communications:

15. Noted copy mailed: E-mail from Kathleen & Edward Ryba, 53 Longfellow Road, re Proposition 2 __. Opposed.
16. Noted copy mailed: E-mail from George Bergstrom, 20 Shady Lane Avenue, re Budget.
17. Noted copy mailed: E-mail from Wendy Driscoll, 35 Boylston Circle, re Proposition 2 __.
18. Noted copy mailed: MMA Spring 2006 Regional Update Meetings Agenda.
19. Noted copy mailed: Westborough Treatment Plant Board Meeting Minutes 1/11/06 & 2/15/06.
20. Noted copy mailed: Notice from Dept. of Housing & Community Development re Soft Second Loan Program Award.
21. Noted copy mailed: Notice of Suburban Coalition Annual Legislative Breakfast.
22. Noted copy mailed: Letter from Stephanie Muzzy, 5 Adams Road, requesting "Children" or "Children Playing" signage in Shrewsbury Hunt. Send copy of Policy #6 regarding Advisory Signs to Ms. Muzzy.
23. Noted copy mailed: Letter from Sen. Augustus re House Bill 1571: *An Act Relative to Low & Moderate Income Housing*.
24. Noted copy mailed: Notice of Project Change-Nelson Point Subdivision Sewer Connection (complete package on file in BOS office).
25. Noted copy mailed: School Committee Meeting Minutes 2/1/06 & 2/9/06.
26. Noted copy mailed: Letter from Memorial Day Committee inviting Selectmen to participate. Board members will take part.
27. Noted copy mailed: E-mail from Ron Grieger, 8 Camelot Drive, re Budget.
28. Noted copy mailed: E-mail from Judy & Carl Lindeborg, 60 Hillando Drive, re Budget.
29. Noted copy mailed: E-mail from Richard Fiske, 9 Hillcrest Avenue, re Budget. Opposed.
30. Noted copy mailed: E-mail from Sam Maranto, 3 Lancelot Road, re Proposition 2 __.
31. Noted copy mailed: E-mail from Raffaella Colzani & Giuseppe Barbesino, 19 Stoney Hill Rd., Proposition 2 __.
32. Noted copy mailed: E-mail from Sheila Gerardi, 519 Grafton Street, re Proposition 2 __. Opposed.
33. Noted copy mailed: E-mail from Martha Deering, 623 Grafton Street, re Proposition 2 __.
34. Noted copy mailed: E-mail from Ken Milley, 105 Francis Avenue, re Proposition 2 __. Opposed.
35. Noted copy mailed: E-mail from Paul Dobner, 23 Elma Circle, re Budget.
36. Noted copy mailed: E-mail from Thomas Rooney, 5 Birch Lane, re Proposition 2 __. Opposed.
37. Noted copy mailed: E-mail from Mark Townsend, 20 Wachusett Circle, re Budget.
38. Noted copy mailed: E-mail from Dr. Andrea Pereira, 23 Elma Circle, re Proposition 2 __.
39. Noted copy mailed: E-mail from Steve Robinson, 4 Hunter Circle, re Proposition 2 __. Opposed.
40. Noted copy mailed: Memo from COA Chairman, Paul Keegan, re Tax Work Off Program Request. Mr. Lebeaux will discuss with the Town Manager.
41. Noted copy mailed: Letter from Melbourne Crouse, 33 Overlook Avenue, re Proposition 2 __.
42. Noted copy mailed: Letter from Christina Manos, 7 Shirley Road, re Proposition 2 __.
43. Noted copy mailed: ZBA Hearing Minutes 1/31/06, Robin & Jeff Goldstein, 8 Claremont Circle.
44. Noted copy mailed: ZBA Hearing Minutes 1/31/06, Ron Peterson, 159 Memorial Drive.
45. Noted copy mailed: ZBA Hearing Minutes 1/31/06, Brodie, Inc. d/b/a Brodie Toyota Lift, 175 Memorial Drive.
46. Noted copy mailed: ZBA Hearing Minutes 1/31/06, Adelphi, Inc., 206 South Quinsigamond Avenue.
47. Noted copy mailed; ZBA Hearing Minutes 1/31/06, Daniel & Marie Eilertson, 649 Grafton Street.
48. Noted copy mailed: ZBA Hearing Minutes 1/31/06, Theresa Manzello, 19 Canna Drive.

49. Noted copy mailed: ZBA Hearing Minutes 1/31/06, Douglas Abbondanzio, 15 Eaton Avenue.
50. Noted copy mailed: E-mail from Peter N. Collins expressing interest in appointment to ZBA. Include with those interested in appointment to ZBA.
51. Noted copy mailed: Letter from Paul Broghamer, 140 Crescent Street, re Proposition 2 _.
52. Noted copy mailed: E-mail from Rob & Diane Miksis, 23 Pheasant Hill Drive, re Budget.
53. Noted copy mailed: E-mail from Heather Black-Hay, 44 Elm Street, re Budget.
54. Noted copy mailed: E-mails from William Gooley, 696 Main Street, re Proposition 2 _ . Opposed.
55. Noted copy mailed: E-mail from Barbara Lyseth, 3 Wesleyan Street, re Proposition 2 _ . Opposed.
56. Noted copy mailed: E-mail from Paul Weaver, 102 Harrington Farms Way, re Proposition 2 _ . Opposed.
57. Noted copy mailed: E-mail from Rich Saunders, 18 Eaton Place, re Budget. Opposed.
58. Noted copy mailed: E-mail from Paul Mandella, 15 Stone Avenue, re Budget. Opposed.
59. Noted copy mailed: E-mail from Gerald Bowen, 25 Cross Street, re Proposition 2 _.
60. Noted copy mailed: E-mail from Eileen & Mark Gallant, 39 Cypress Avenue, re Proposition 2 _.
61. Noted copy mailed: E-mail from Dorothy German, 24 St. James Road, re Proposition 2 _.
62. Noted copy mailed: E-mail from Michael Sinnott, 8 Sunflower Circle, re Proposition 2 _.
63. Noted copy mailed: E-mails from James & Karen Farragher, 11 Fiske Street, re Proposition 2 _ . Opposed.
64. Noted copy mailed: E-mail from Kelly Marcimo, 189 Gulf Street, Proposition 2 _.
65. Noted copy mailed: E-mail from Rena & Charles Mayberry, 57 Walnut Street, re Budget.
66. Noted copy mailed: E-mail from Nancy Olson, 160 Green Street, re Proposition 2 _.
67. Noted copy mailed: E-mail from Ray Villalobos, 9 Sandpiper Drive, re Proposition 2 _.
68. Noted copy mailed: E-mail from Patrick Kinnucane, Jr., 14 Camelot Drive, re Budget.
69. Noted copy mailed: E-mail from Adrienne Register, 50 Colonial Drive, re Proposition 2 _.
70. Noted copy mailed: Letter from R.E. Brown & Company re auditing & consulting services.
71. Noted copy mailed: E-mail from Anne & John Lutz, 7 Rolling Hill Road, re Proposition 2 _.
72. Noted copy mailed: E-mail from Chris Juetten, 41 Stonybrook Lane, re Budget.
73. Noted copy mailed: E-mail from Robin Snyder, 2 Pheasant Hill Drive, re Proposition 2 _.
74. Noted copy mailed: E-mail from Philip Wheeler, 74 North Street, re Budget.
75. Noted copy mailed: E-mails from Erin & Dana Canzano, 6 Holman Heights Circle, re Proposition 2 _.
76. Noted copy mailed: E-mail from Leona & John McDonald, 8 Hunter Circle, re Proposition 2 _ . Opposed.
77. Noted copy mailed: E-mail from John Martin, 204 North Street, re Proposition 2 _ . Opposed.
78. Noted copy mailed: E-mail from Cynthia Wright, 1 Cooper Drive, re Proposition 2 _.
79. Noted copy mailed: E-mail from Marilyn Sarnie, 9 Hemingway Street, re Proposition 2 _.
80. Noted copy mailed: E-mail from Shelly Keene, 259 So. Quinsigamond Avenue, re Budget.
81. Noted copy mailed: E-mail from Bridget Malee-Rubin, 62 High Street, re Proposition 2 _.
82. Noted copy mailed: E-mail from Robert DeLauder, 3 Ryan Road, re Proposition 2 _.
83. Noted copy mailed: E-mail from Lauren Hamm, 5 Timari Drive, re Proposition 2 _.
84. Noted copy mailed: Letter from John M. Corcoran & Co. re The Commons at Haynes Farm.
85. Noted copy mailed: Letter from Matthew Hastings, 15 Forest Hill Drive, re Proposition 2 _ . Opposed.
86. Noted copy mailed: ZBA Hearing Agenda, 3/29/06.
87. Noted copy mailed: E-mail from Karen Emberley, 172 Boylston Street, re Proposition 2 _.
88. Noted copy mailed: E-mail from David & Elizabeth McRae, 60 Boylston Circle, re Proposition 2 _.
89. Noted copy mailed: Mass. Dept. of Revenue Bulletin 2006-05B, FY07 Budget Issues.
90. Noted copy mailed: Veolia Water Monthly Compliance Report, February 2006.
91. Noted copy mailed: ZBA Hearing Minutes, 2/28/06, Raymond & Kathleen Brassard, 88 Old Faith Road.
92. Noted copy mailed: ZBA Hearing Minutes, 2/28/06, Brian & Ellen McGovern, 24 Sewall Street.
93. Noted copy mailed: ZBA Hearing Minutes, 2/28/06, Morgan & Erin Duffy, 4 Grist Mill Circle.
94. Noted copy mailed: ZBA Hearing Minutes, 2/28/06, Luigi Algeri/Algeri Construction Co., 126 Lake Street.

95. Noted copy mailed: ZBA Hearing Minutes, 2/28/06, Meletios & Maria Chacharone, 15 Park Grove Lane.
96. Noted copy mailed: Letter to MassHighway re connector road from Rte. 20 to MBTA Station in Grafton. Informational copy.
97. Noted copy mailed: Council on Aging Board Meeting Minutes 8/10/05, 9/14/05, 10/12/05, 11/9/05, 12/14/05, 1/11/06.
98. Noted copy mailed: Conservation Commission Meeting Minutes 9/20/05, 10/18/05, 11/15/05, 12/20/05.
99. Noted copy mailed: Planning Board Meeting Minutes 10/6/05, 11/3/05, 12/8/05, 1/5/06.
100. Noted copy mailed: E-mail from Susan Greene, 92 Harrington Avenue, re Budget.
101. Noted copy mailed: E-mail from Scott Cossette, 23 Stonybrook Lane, re Proposition 2 _.
102. Noted copy mailed: E-mail from Sandy Fryc, 21 Pheasant Hill Drive, Proposition 2 _.
103. Noted copy mailed: E-mails from Scott Cossette, 23 Stonybrook Lane, re Proposition 2 _.
104. Noted copy mailed: E-mail from Benjamin Tartaglia, 19 Kenilworth Road, re Facilities. Supports multiple questions on ballot for fire station.
105. Noted copy mailed: E-mail from Melisa Hollenback, 38 Stoney Hill Road, re Proposition 2 _.
106. Noted copy mailed: E-mail from Wynn Bowers, 2 Keyes House Road, re Proposition 2 _.
107. Noted copy mailed: E-mail from Steven Danielson, 75 Stoney Hill Road, re Proposition 2 _.
108. Noted copy mailed: E-mail from Nancy Woron, 237 South Street-Unit #22, re Proposition 2 _.

Motion was made, seconded, and unanimously voted to adjourn into executive session at 9:25pm and not to reconvene for the purpose of discussing collective bargaining. On a roll call vote Mr. Card, yes, Mr. Hammond, yes, Mr. Fiore, yes, Mr. DePalo, yes, and Mr. Lebeaux, yes.

Respectfully submitted,

Janice C. McCoy
Secretary